

Minutes
Board of Selectmen
August 27, 2012

PRESENT: Richard Griffin, Chairman
Richard Nichols, Vice Chairman
Michael Pierce, Selectmen
Ben Moore, Selectmen
Philip Bean, Selectmen
Frederick Welch, Town Manager
Mark Gearreald, Town Attorney

7:00 PM Public Meeting

SALUTE TO THE FLAG

I. Public Hearings

1. RSA 31:95-b Assist Fire Fighters Program Grant to apply for, accept and expend unanticipated monies of \$75,000.

Chief Silver reminded everyone the need of having a public hearing before they apply for grants. This is a grant program that they have applied for and received in the past. This time they are applying for money for EMS training purposes.

Discussion

Mr. Pierce confirmed that the Chief has run this by the Attorney.

Mr. Nichols asked if the 5% match will come out of this year's budget and the Chief explained it would actually come out of his budget next year.

Mr. Moore confirmed that it covers all cost involved with the training including overtime coverage.

Mr. Moore MOTIONED to Approve the application of the "Assist Fire Fighters Program Grant" for \$75,000. Mr. Pierce SECONDED.

VOTE: 5-0-0

2. RSA 31:95-b Coastal Inundation Modeling Project Grant Program; to apply for, accept and expend unanticipated monies of \$10,000.

Chief Silver explained that this is the actual project and discussed they will apply under emergency management grant funds. He shared some information on the work that he has done with the National Weather Service, UNH and DES studying how coastal flooding affects the

beach. He discussed why this study originally began. He shared two of the things they would like to do with this funding.

Discussion

Mr. Moore asked if this was the total cost and the Chief explained in greater detail the cost involved and how the additional cost is covered through other sources.

Mr. Bean thanked him for his work on this and the work with other agencies.

Mr. Nichols asked about the time lag between high tide and the Chief explained the tide patterns in greater detail for the Board.

Mr. Moore asked about modifying the amount a little and making it a little more. Chief Silver explained the guidelines of the RSA in greater detail including that he is currently asking for permission to apply for the grant and he can come back and have a public hearing to accept the grant.

Mr. Pierce wonders where the tide gauge will be located and it will be on the Town pier.

Comments from the Public

Bonnie Searle wants to know if it is going to be amended to read only apply for and take out accept and expend.

Mr. Moore MOTIONED to give Chief Silver permission to apply for a grant from FEMA that would assist with the "Coastal Inundation Modeling Project Grant Program". Mr. Pierce SECONDED.

VOTE: 5-0-0

II. Public Comment Period

Richard Reniere, 29 Highland Ave, asked about the mounted patrol and wondered if it was still in operation. Mr. Welch will get this information for the Board from the Police Chief.

Bonnie Searle read over the agenda and is a little disappointed that the Water Company wants to have the public hearing in this room she shared her concerns with this meeting. She also asked about the request to run radar on Exeter Road.

III. Announcements and Community Calendar

Mr. Pierce commented about the following: the flowers in front of the Town Hall, flowers at the beach and project to put together 12 PC's for the school district and need for more mice.

Mr. Moore reminded everyone about the Pig Roast.

Atty. Gearreald pointed out that the temporary hearing on the water rates increase is actually tomorrow at 10 am in Concord which he will be attending. Chairman Griffin asked Atty. Gearreald to discuss in detail the time he has spent working on this for the public to hear. Chairman Griffin added that the Town of Hampton is and will continue to fight this increase. There was an additional discussion on the rate increases. Chairman Griffin also had Atty. Gearreald discuss in greater detail why they are billing more which he did explain in great detail for the Board and public. Mr. Pierce commented on the rate of return.

IV. Appointments

1. Kerrie Diers, Nashua Regional Planning Commission
 - a. Sustainable Communities Grant

Jamie Steffen, Atty. Gearreald and Kerrie Diers discussed the topic of sustainable community's grants in great detail for the Board. Ms. Diers provided an overview of regional planning commissions throughout the State. Mr. Steffen discussed the connection between the Town of Hampton and other regional planning commissions.

Discussion

The following members of the Board questioned or made comments that either Ms. Diers or Atty. Gearreald answered.

Mr. Bean asked about or commented on the following: implementing policies, how Hampton fits in and integration with State Legislators.

Mr. Nichols asked about or commented on the following: what does a State wide policy mean and property rights.

Mr. Moore thanked Ms. Diers for the information.

Mr. Pierce asked about or commented on the following: concerns with \$3.4M grant money from HUD to implement this project, who is in control of the program, how will Hampton's best interest be seen, workforce housing, retaining local control and problems that arise if you do not follow through with HUD grant funding.

Chairman Griffin thanked her for coming.

Mr. Nichols brought up a request made by Mr. Steffen for a Selectman's rep for a community challenge planning grant advisory committee and he wonders if the Board would like to make that appointment tonight. Mr. Steffen briefly explained this for the Board. Chairman Griffin will discuss this at the Planning Board's next meeting and bring it back to the Selectmen.

2. Ann Kaiser – Mosquito Control
 - a. RFP Requirements

Ms. Kaiser and Mr. Reniere both spoke on the Mosquito Control and waiving RFP Requirements.

Discussion

The following members of the Board asked questions or comments which both Ms. Kaiser and Mr. Reniere addressed and answered.

Chairman Griffin commented on how the company the Town uses is highly recommended and is also used by the State.

Mr. Nichols asked questions or made comments as follows: agrees that current company does a good job and comes recommended, problem with letting companies know that they are the vendor the Town will use and this being a due diligence item.

Mr. Moore asked questions or made comments as follows: getting bids from the two companies, possible exemption to get the bids from the two companies that do municipal spraying, review of the bidding policy and concerns with EEE.

Mr. Pierce asked questions or made comments as follows: agrees with Mr. Nichols, due diligence needs to be done and possibility of getting bids only from the two companies.

Mr. Bean asked about the possibility of going out for a 3 year contract,

Mr. Moore MOTIONED to Approve the exemption for 2013 of the Mosquito Control Commission from the purchasing policy standards for obtaining 3 bids. Chairman Griffin SECONDED.

Discussion on Motion

Mr. Nichols followed up on comment by Mr. Bean for having a contract for a three year time period.

Chairman Griffin wonders if Mr. Moore wants to amend his motion. Mr. Moore expressed concerns with adding this to his motion. Mr. Moore withdrew his motion and Chairman Griffin withdrew his second.

Mr. Nichols MOTIONED that the Mosquito Control Commission put out an RFP for a three year contract for mosquito control. Chairman Griffin SECONDED.

VOTE: 5-0-0

Mr. Reniere provided the Board with a report on where Hampton is in regards to mosquito control and testing done by the State.

Mr. Pierce asked about a lot behind him and Mr. Reniere referred him to call Dragon Mosquito.

Ms. Kaiser commented on the State doing testing in 2013.

Chairman Griffin clarified with Mr. Welch that the Selectmen can ask questions of the Town Atty. about comments made tonight at their non-public meeting tomorrow at 4 pm.

V. Approval of Minutes

1. August 13, 2012

Page 6: 5th paragraph under Discussion add the following after the word “items”: 1. Remodeling of the Court House and 2. Town Offices Windows; and before the word “in”.

Mr. Nichols MOTIONED to APPROVE the minutes of August 13, 2012 as amended. Mr. Moore SECONDED.

VOTE: 5-0-0

2. Public portion of the meeting starting at 6 pm on August 13, 2012

Mr. Nichols MOTIONED to approve the public portion of the minutes from the meeting beginning at 6 pm on August 13, 2012. Mr. Pierce SECONDED.

VOTE: 5-0-0

VI. Town Manager's Report

1. Completion of the Exeter Road – Saturday August 25, 2012, line painting to begin and the shoulder work will continue for the next few weeks.
2. The HPD has been requested to run radar over the next few months on Exeter Road.
3. DPW has received several reports of defects in the sidewalks along Ocean Boulevard, on the East side. NH DOT has repaired several of the defects.

4. Please report all defects found on Ocean Blvd including on the sidewalks on either side to NH DOT at 603-868-1133 and State Police at 603-271-2575 when DOT is not available.
5. 9-11 Memorial Exercises will take place at the American Legion Hall, 69 High Street, on September 11, 2012 at 6PM. The public is cordially invited to participate.
6. Firearms training at the Police Firing Range located off of Hardardt's Way from will be conducted August 28 through September 1 from 6 to 9 PM.
7. The PUC will be conducting a public comment hearing on the Aquarian rate increase in the Selectmen's Meeting Room on November 28, 2012 at 7PM. Please attend and give comments on this proposed rate increase.

Other Items added to Town Manager's Report

Mr. Welch added the following item to his report: letter from Aquarion Water Company about an upcoming public forum on September 13th.

Discussion

The following members of the Board asked questions or made comments which Mr. Welch addressed.

Mr. Pierce questioned whether or not the work on Exeter Road would be interfering with the school buses.

Mr. Moore asked about an item given to them in regards to Internock, which is an electrical distribution system.

Mr. Bean asked questions about and commented on item #4 from the Town Manager's report.

Mr. Nichols asked about additional problems found with the sidewalks on the west side of Ocean Blvd, repairs made on the east side, any dialogue with DOT and concerns raised by Ms. Searle in regards to PUC hearing.

VII. Old Business

1. Municipal Lots Resident Parking and Non- Resident Parking
 - a. Kings Hwy & Ocean Blvd

Mr. Welch discussed with the Board information in regards to this parking lot and issues raised at the Boards last meeting. He suggested the Board think about what they would like to do with this lot and discuss at a later date.

Discussion

The following members of the Board made comments.

Mr. Nichols made the following comments: read the ordinance, concerns with making all residential since this would affect businesses and need to be cautious but do something.

Chairman Griffin made the following comments: leave alone for time being, shared concerns he has received, removal of signs and let the people come in and talk about this.

Mr. Moore made the following comments: language on the signs, end of season but done timely to be done for next season maybe March and have public comments on this sooner than later.

b. Cusack Road & Ocean Blvd Included in discussion above.

2. Approval of the DRED – Town of Hampton “Joint Operations Plan 2012”

Mr. Welch updated everyone on the process they have gone through and where they are currently at with DRED Joint Operations Plan 2012.

Discussion

The following members of the Board asked questions or made comments that Mr. Welch addressed.

Mr. Pierce commented that they have all reviewed this document.

Mr. Moore asked questions and commented as follows: basis for 2013 negotiations and tired of seeing this on the agenda.

Mr. Bean asked questions and commented as follows: removed from agenda in the future, does not address winter operations, overcome by the calendar, irrelevant and nonsensical.

Mr. Nichols asked questions and commented as follows: does not agree with comments made by Mr. Bean, a lot of work went into this plan, possible regime change, in favor of approving and beach raking piles at DPW.

There was an additional discussion with Mr. Welch in regards to beach raking and the State.

Chairman Griffin asked Mr. Welch for his opinion on whether or not the Town should approve this plan.

Mr. Nichols MOTIONED to Approve the DRED – Town of Hampton “Joint Operations Plan 2012”. Mr. Moore SECONDED.

VOTE: 4-1(Bean)-0

Other Old Business

Mr. Pierce asked about stake holders meeting about intersection of Lafayette Road and Winnacunnet Road. Chairman Griffin and Mr. Welch both commented on things addressed by Mr. Pierce.

VIII. New Business

1. Approval and acceptance of Street Light Request – Nathaniel Court

Mr. Welch explained this item to the Board, the fact that he will be asking the Board to hold off on this for the time being and explained why.

Discussion

The following Board members asked questions and made comments that Mr. Welch addressed and answered when appropriate.

Mr. Pierce asked for Mr. Welch to refresh his memory on this street and drainage issues.

Mr. Nichols asked about and commented on the following: how it would have been caught if the resident didn't bring this up, did a similar thing happen on Sherburne, process of approving street lights, public safety issues, street lights in different neighborhoods and suggestions made to developers on handling issue of street lights to include in their plans.

The Board did not take action on this as requested by the Town Manager.

2. Acceptance of \$2,337.21 Donation for Lighting at the Gazebo to the Parks and Recreation Dept.

Mr. Welch explained that this is an anonymous donor.

Discussion

The following members of the Board asked questions and made comments which Mr. Welch addressed and answered when necessary.

Mr. Moore commented on just how dark it is in this area and this will be a nice thing.

Mr. Nichols asked the following questions and made the following comments: whether this is a case where it can be turned on and off for special events and not necessarily in favor of having a light that would be kept on year round.

Mr. Nichols MOTIONED to APPROVE the Acceptance of \$2,337.21 Donation for Lighting at the Gazebo to the Parks and Recreation Dept with a caveat that it be wired so it can be turned on and off as required. Mr. Pierce SECONDED.

VOTE: 5-0-0

IX. Consent Agenda

1. MS-1 Extension Request Form
2. Seafood Festival request for 8 Parking Spaces at Church Street (Correction of request of July 30th.)
3. Bench Donation – Samuel Coes for “Sam and Nancy Coes” at Plaice Cove
4. Bench Donation – Recreation advisory Council for “Ben Brubaker” at Tuck Field
5. Smuttynose Rockfest – Use of Ashworth Ave & Island Path Parking Lots – 09/30/12
6. Hampton Rotary – Beer Tent at State Park for the “Reach the Beach Relay” 09/15/12
7. Hampton Cemetery Deeds– William J Burns; Beverly L. Dwyer; Cecile T. King; Charlotte A. Tisher
8. IT Committee Appointments: Timothy Jones; Stephen LaBranche; Ben Soussan
9. Seafood Vendors Licenses: Surf Beach Shop; Stillwells Surfside Scoop
10. Request of SAU 90 to use old Town Hall Parking lot for Storage Trailer – 10 days

Mr. Pierce MOTIONED to MOVE the Consent Agenda. Mr. Nichols SECONDED.

VOTE: 5-0-0

X. Selectmen’s Closing Comments

Mr. Moore informed the Board that the L-Chips money application will go in for \$45,000.

XI. Adjournment

Mr. Moore MOTIONED to adjourn the public meeting. Mr. Pierce SECONDED.

VOTE: 5-0-0

Chairman